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OKAMOTO & BENEDICTO, LLP
P.O. BOX 641330
SAN JOSE, CA 95164

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OCT 20 2004

OFFICE OF PETITIONS

In re Application of :
Michael Fleisher, Sachin Ahuja, :
Adityo Prakash and Edward Ratner :
Application No. 10/729,348 : DECISION ACCORDING STATUS
Filing Date: December 5, 2003 : UNDER 37 CFR 1.47(a)
Attorney Docket No. 10006.001810 :
Title: METHOD AND APPARATUS FOR :
MEASURING IMAGE COMPLEXITY :

This is in response to the "REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 CFR 1.47(a)," filed September 14, 2004.

The petition is **GRANTED**.

The above-identified application was filed on December 5, 2003, with an unexecuted declaration and missing the basic statutory filing fee. In response to the "Notice to File Missing Parts of Application" mailed March 8, 2004, applicants filed the initial petition, asserting that status under § 1.47 is proper because of the unavailability of joint inventors Ahuja and Prakash. By decision mailed July 15, 2004, the petition was dismissed for failure to submit adequate proof that the non-signing inventors cannot be found or reached after diligent effort.

On instant renewed petition, petitioner submitted an updated statement of patent attorney James Okamoto. On a first hand knowledge basis, this statement further detailed the efforts to locate the non-signing inventors.

In view thereof, it is concluded that petitioner has now submitted adequate proof of the unavailability of non-signing inventors Ahuja and Prakash.

The declaration filed May 10, 2004, and the petition have been reviewed and found in compliance with 37 CFR 1.47(a).


This application is hereby accorded Rule 1.47(a) status.

As provided in new Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventors at the

addresses given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application will be examined in Technology Center 2624 in due course.

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3219.



Nancy Johnson
Senior Petitions Attorney
Office of Petitions



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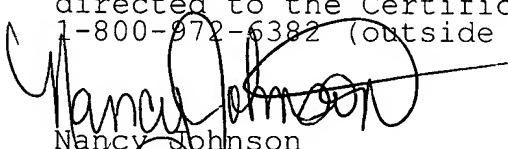
In re Application of :
Michael Fleisher, Sachin Ahuja, :
Adityo Prakash and Edward Ratner :
Application No. 10/729,348 : LETTER
Filing Date: December 5, 2003 :
Attorney Docket No. 10006.001810 :
Title: METHOD AND APPARATUS FOR :
MEASURING IMAGE COMPLEXITY :

Dear Mr. Prakash:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63. However, no action on your part is required for this patent to issue with you as a named inventor.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Nancy Johnson at (571) 272-3219. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to the Certification Division at (703) 308-9726 or 1-800-972-6382 (outside the Washington D.C. area).


Nancy Johnson
Senior Petitions Attorney
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Application No. 10/729,348 : LETTER
Filing Date: December 5, 2003 :
Attorney Docket No. 10006.001810 :
Title: METHOD AND APPARATUS FOR :
MEASURING IMAGE COMPLEXITY :

Dear Mr. Ahuya:

You are named as a joint inventor in the above-identified United States patent application filed under the provisions of 35 U.S.C. 116 (United States Code) and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63. However, no action on your part is required for this patent to issue with you as a named inventor.

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